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DATE: May 11, 2005 ATTORNEY DOCKET NUMBER: KCC 4773 (K-C 17,181)
PTO FACSIMILE NUMBER: (703) 872-9306

PLEASE DELIVER THIS FACSIMILE TO: Examiner Michael G. Bogart
THIS FACSIMILE IS BEING SENT BY: Kurt F. James
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Allowance

Applicant's Name: Robert L. Popp et al.

Serial No. (Control No.): 10/038,805 Examiner: M. Bogart

Filing Date: 12/31/2001 Art Unit: 3761 Confirmation No.: 2929

Application Title: MECHANICAL FASTENING SYSTEM FOR AN ABSORBENT
ARTICLE

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KCC 4773 (K-C 17,181)
PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **MAY 11 2005**

Application of Robert L. Popp, et al. Art Unit 3761
Serial No. 10/038,805
Filed December 31, 2001
Confirmation No. 2929
For MECHANICAL FASTENING SYSTEM FOR AN ABSORBENT ARTICLE
Examiner: Michael G. Bogart

May 11, 2005

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

TO THE COMMISSIONER FOR PATENTS,
SIR:

Applicants acknowledge receipt of the Notice of Allowance and Fee(s) Due and the Notice of Allowability dated April 20, 2005.

Regarding the Examiner's statement of reasons for allowance, it is noted that the standard to be applied by the Examiner in all cases is the "preponderance of the evidence" test and not the clear and convincing evidence standard. See M.P.E.P. §706(I). Applicants believe that the claims, as allowed, are patentable under the preponderance of the evidence test.

Respectfully submitted,



Kurt F. James, Reg. No. 33,716
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